

JAN 07 2009

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Brian S. Kelleher, et al.  
Serial No.: 10/830,189  
Filed: April 21, 2004  
Title: Electromyography System

Examiner: Brian S. Szmal  
Group Art Unit: 3736  
Docket: 028US2

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. § 1.97 *et. seq.*, the referenced materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

It is believed that no fee or statement is required with the Information Disclosure Statement. However, in the event that a fee is due in conjunction with this Information Disclosure Statement, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 50-2040 in order to have this Information Disclosure Statement considered.

Pursuant to 37 C.F.R. 1.98(a)(2), Applicant believes that copies of cited U.S. Patents and Published Applications are no longer required to be provided to the Office. Notification of this change was provided in the United States Patent and Trademark Office OG Notices dated October 12, 2004. Thus, Applicant has not included copies of any US Patents or Published Applications cited with this submission. Should the Office require copies to be provided, Applicant respectfully requests that notice of such requirement be directed to Applicant's below-signed representative. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

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Respectfully submitted,

**BRIAN S. KELLEHER, ET AL.**

By their Representatives,

**CUSTOMER NUMBER: 30328**

858-909-1845

Date

JANUARY 2, 2008

By

  
Rory Schermerhorn

Reg. No. 58,148

**CERTIFICATE UNDER 37 CFR 1.8:** The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 2nd day of January, 2008.

Rory Schermerhorn

Name

  
Signature